

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 7555 of 1995

HANSABEN NARENDRABHAI ZAVERI

Versus

STATE OF GUJARAT

Appearance:

MR SN SOPARKAR for Petitioner

MR MUKESH PATEL, AGP, for Respondent No. 1, 2

CORAM : MR.JUSTICE Y.B.BHATT

Date of decision: 06/08/1999

ORAL JUDGEMENT

1. This petition arises from orders passed under the provisions of the Urban Land (Ceiling & Regulation) Act, 1976.

2. It is common ground on both sides that the State of Gujarat adopted the Urban Land (Ceiling & Regulation) Repeal Act, 1999 on 30th March 1999.

3. It is also common ground on both sides that by virtue of section 4 of the Repeal Act, all proceedings pending on the said date shall abate.

4. It is so found and accordingly held, and the present petition is disposed of accordingly.

5. Learned AGP states on instructions that the State of Gujarat will abide by the Circular issued by the State Government in the Revenue Department No.ULC/1099-602/V1 dated 15th April 1999.

6. It also requires to be noted that the petition challenges the show-cause notice issued to the petitioner under section 34 of the Act of 1976 at Annexure-A, and the consequential ad interim injunction at Annexure-B. By virtue of the ad interim relief granted in the present

petition by order dated 6th September 1995, the revisional proceedings were stayed. Since those revisional proceedings were pending on the date when the Repeal Act came into force, such revisional proceedings would also abate.

6. Rule is accordingly discharged with no order as to costs. Interim relief if any stands vacated.

06.08.1999 (Y.B. BHATT J.)